

CERTIFIED TRUE COPY

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF REAL ESTATE APPRAISERS

IN THE MATTER OF THE
SUSPENSION OR REVOCATION OF
THE LICENSE OR CERTIFICATION
OF

PAUL DISTEFANO
RC 141100

TO PRACTICE AS A REAL ESTATE
APPRAISER IN THE STATE
OF NEW JERSEY

Administrative Action

FINAL ORDER

ORIGINAL

FILED

BOARD OF
REAL ESTATE APPRAISERS

James S. Hsu
DR. JAMES S. HSU 10/2/06
Executive Director

This matter was opened to the New Jersey State Board of Real Estate Appraisers ("the Board") upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Respondent is a real estate appraiser in the State of New Jersey, and has been a licensee at all times relevant hereto.
2. On March 10, 2006, pursuant to N.J.S.A. 45:1-18, the Board initiated a random audit of a group of its licensees, asking them to submit proof with regard to the satisfaction of continuing education requirements for the 2004-2005 renewal period, i.e., twenty eight (28) approved credit hours; or for those licensed or certified in the first

six months of 2005, fourteen (14) credit hours.

3. Respondent was among those licensees asked to submit proof of satisfaction of continuing education requirements.

4. A letter dated March 10, 2006 was issued to respondent, asking for proof of satisfaction of continuing education requirements. The letter was sent by regular mail to respondent's address of record at 60 Buchanan Road, Edison, NJ. No response was received. The mailing was not returned.

5. A second communication dated April 20, 2006 was sent to respondent at his address of record by certified mail. Certified mail was signed for. No response has been received to date.

CONCLUSIONS OF LAW

1. Respondent's failure to respond to the Board's request for information constitutes a failure to cooperate with a Board investigation pursuant to N.J.A.C. 13:45C-1.2, -1.3, subjection respondent to sanctions pursuant to N.J.S.A. 45:1-21(e).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on June 29, 2006, suspending respondent's license until he replied to the Board's previous request for information, and imposing a civil penalty in the amount of \$1,0000.00 for respondent's violation of N.J.A.C. 13:45C-1.2, -1.3. A copy of the Order was forward to respondent by certified and regular mail at his address of record on July 17, 2006. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing

any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

Respondent replied to the Provisional Order, indicating that he had closed his business in September of 2005 to accept a new position, moved his files into storage, and subsequently had difficulty in assembling documentation of his continuing education. In the course of assembling his documentation, respondent was laid off from his new position. He apparently was overwhelmed by this unexpected occurrence, and neglected to forward his documentation to the Board. Respondent has now forwarded his documentation.

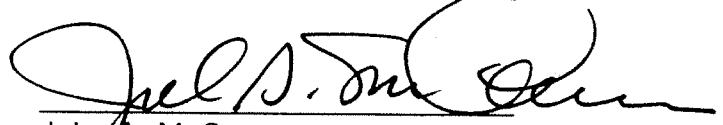
The Board reviewed this matter and determined that respondent had not contested the findings of fact or conclusions of law, however the mitigating information warranted consideration. The Board thus determined that under the circumstances the Provision Order should be dismissed, and no penalty imposed.

ACCORDINGLY, IT IS on this 16th day of Oct, 2006,

ORDERED that:

1. Inasmuch as respondent has furnished the documentation with regard to his continuing education requirements, the Provisional Order of Discipline is dismissed.

NEW JERSEY STATE BOARD
OF REAL ESTATE APPRAISERS


John A. McCann
President